

Message Text

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INFO OCT-01 ISO-00 /004 R

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DRAFTED BY:NEA/ARN:MHMAGHAN

APPROVED BY:NEA/ARN:AR DAY

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FM SECSTATE WASHDC

TO USINT BAGHDAD

UNCLAS STATE 238876

FOL REPEAT OF STATE 238876 TO CANBERRA VIENNA NASSAU BRIDGETOWN
BRUSSELS BRASILIA YAOUNDE OTTAWA SANTIAGO BOGOTA COTONOU COPENHAGEN
CAIRO PARIS LIBREVILLE ATHENS THE HAGUE TEGUCIGALPA NEW DELHI
TEHRAN TEL AVIV DUBLIN ROME AXIDJAN KINGSTON TOKYO MEXICO
LAGOS PANAMA LIMA MANILA LISBON WARSAW SINGAPORE PRETORIA
MADRID STOCKHOLM LONDON CARACAS BONN KINSHASA OCT 07

QTE:

UNCLAS STATE 238876

E.O. 11652:

TAGS:ENRG

SUBJECT:CONTINUATION OF U.S. EXPORT QUOTAS ON PETROLEUM

REF: STATE 3172

1. DEPT OF COMMERCE ANNOUNCED SEPT. 30, 1975 CONTINUATION
OF EXPORT CONTROLS ON PETROLEUM AND PETROLEUM PRODUCTS
THROUGH FOURTH QUARTER 1975. EXISTING LICENSING SYSTEM
ADOPTED IN 1974 WILL REMAIN IN FORCE.

1. EXPORT REGULATIONS HAVE BEEN AMENDED TO MAKE CLEAR
THAT EXISTING CONTROLS APPLY TO PETROLEUM PRODUCED OR
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REFINED IN OFFSHORE AREAS UNDER STATE OR FEDERAL

JURISDICTION INCLUDING OCS. EXCEPTIONS TO CONTROLS WITHOUT REGARD TO ESTABLISHED QUOTAS OR OTHER EXPORT CONTROL PROVISIONS IN CASES INVOLVING OVERRIDING RPT OVERRIDING QUESTIONS OF NATIONAL SECURITY OR FOREIGN POLICY ARE PERMITTED.

3. CRITERIA FOR ALLOWING EXPORT OF U.S. CRUDE AND PARTLY-REFINED CRUDE HAVE BEEN TIGHTENED. CRUDE NOT SUBJECT TO THE PROHIBITION ON EXPORTS IN THE ALASKA PIPELINE ACT WILL NOT BE LICENSED FOR EXPORT TO NON-U.S. REFINERIES FOR REFINCNO UNLESS A) THE PROPOSED EXPORT IS PART OF AN OVERALL TRANSACTION WHICH WILL DIRECTLY RESULT IN THE IMPORTATION INTO THE UNITED STATES OF A QUANTITY OF PETROLEUM PRODUCTS NOT LESS THAN THE QUANTITY OF PETROLEUM PRODUCTS WHICH WOULD BE DERIVED FROM THE REFINING WITHIN THE UNITED STATES OF THE CRUDE OIL FOR WHICH AN EXPORT LICENSE IS SOUGHT, AND (B) THE IMPORTED PETROLEUM PRODUCTS WILL BE SOLD AT PRICES NO HIGHER THAN THE LOWEST PRICE AT WHICH THEY COULD REASONABLY HAVE BEEN SOLD, HAD THE EXPORT NOT TAKEN PLACE, AND THE CRUDE OIL BEEN REFINED AT THE NEAREST U.S. REFINERY CAPABLE OF PROCESSING IT WITHIN A REASONABLE PERIOD OF TIME, AND (C) FOR COMPELLING ECONOMIC OR TECHNOLOGICAL REASONS, XEYOND THE CONTROL OF THE APPLICANT, THE CRUDE OIL CANNOT REASONABLY BE PROCESSED WITHIN THE UNITED STATES. A SHOWING THAT THERE IS AN OPPORTUNITY TO SELL AT A HIGHER PRICE IN A FOREIGN MARKET SHALL NOT BE DEEMED, BY ITSELF, TO CONSTITUTE A COMPELLING ECONOMIC REASON.

4. VALIDATED LICENSES WILL BE REQUIRED FOR ALL EXPORTS OF MANUFACTURED AND SYNTHETIC NATURAL GAS TO ALL DESTINATIONS. AT PRESENT, NEITHER MANUFACTURED GAS NOR SYNTHETIC NATURAL GAS IS BEING PLACED UNDER QUANTITATIVE EXPORT RESTRICTION, BUT EXPORTS WILL BE MONITORED AND IF THEY RISE ABOVE PREVIOUS PATTERNS, QUOTAS MAY BE ESTABLISHED. EXPORTS OF NATURAL GAS ARE REGULATED BY THE FEDERAL POWER COMMISSION, BUT THAT AGENCY HAS NO JURISDICTION OVER EXPORTS OF MANUFACTURED GAS AND SYNTHETIC NATURAL GAS. A CONTROL SYSTEM IS BEING ESABLISHED FOR MANUFACTURED GAS AND SYNTHETIC NATURAL UNCLASSIFIED

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GAS BECAUSE THESE GASES CAN BE ADDED TO OR SUBSTITUTED FOR NATURAL GAS, AND MAY ALSO BE SUBSTITUTED FOR BUTANE, PROPANE AND NATURAL GAS LIQUIDS WHICH ARE SUBJECT TO EXPORT QUOTAS.

5. AT THEIR DISCRETION, ADDRESSEE POSTS MAY DRAW ON ABOVE TO INFORM HOST GOVERNMENTS OF CONTINUATION AND MODIFICATION U.S. EXPORT QUOTA PROCEDURES. FURTHER

DETAILS CONTAINED IN EXPORT ADMINISTRATION BULLETIN
NO. 147 DATED SEPTEMBER 19, 1975 BEING POUCHED TO
ADDRESSEE POSTS. KISSINGER UNQTE KISSINGER

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Disposition Approved on Date:
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Disposition Event:
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Disposition Reason:
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